

Official Journal

of the European Communities

ISSN 0378-6978

L 2

Volume 41

6 January 1998

English edition

Legislation

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Notice to readers (see page 3 of the cover)

I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 3/98
of 19 December 1997**

amending Council Regulation (EC) No 1568/97 adopting autonomous and transitional measures for the preferential trade arrangements with Poland, Hungary, Slovakia, the Czech Republic, Romania and Bulgaria in certain processed agricultural products

THE COUNCIL OF THE EUROPEAN UNION,

correct these omissions Regulation (EC) No 1568/97 should be amended accordingly,

Having regard to the Treaty establishing the European Community, and in particular Article 113 thereof,

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission,

Article 1

Having regard to the Act of Accession of Austria, Finland and Sweden,

Regulation (EC) No 1568/97 is hereby amended as follows:

1. in annexes I and III, the tables concerning Poland shall be replaced respectively by Annexes I and II to this Regulation.
2. in Annex I in the footnote relating to the table for Romania the term 'and 3302 10 29' shall be deleted.
3. the following tariff lines shall be inserted in the table of Annex III which relates to Romania:

Whereas pending adaptation of Protocol 3 of the Europe Agreement concluded with Poland, Council Regulation (EC) No 339/97 of 17 February 1997 adopting autonomous and transitional measures for the preferential trade arrangements with Poland, Hungary, Slovakia, the Czech Republic, Romania and Bulgaria in certain processed agricultural products⁽¹⁾ has been adopted which maintained until 30 June 1997 the trading preference in favour of Poland on the Community market for processed agricultural products to offset possible negative effects arising from the implementation of the Uruguay Round Settlement;

Whereas the negotiations with Poland on the Protocol amending the Europe Agreement have been concluded and a new Protocol 3 has been initialled; whereas Poland has agreed to implement with effect from 1 September 1997 the measures provided for in the new Protocol 3; whereas on an autonomous basis the Community should equally implement the measures in favour of Poland as provided for in the new Protocol 3; whereas Regulation (EC) No 1568/97⁽²⁾ does not fully cover these measures;

Whereas Regulation (EC) No 1568/97 omitted to mention certain concessions in favour of Romania; whereas to

Código NC / KN-kode / KN-Code / Κωδικός ΣΟ / CN code / Code NC / Codice NC / GN-code / Código NC / CN-koodi / KN-nr	Derecho / Told / Zoll / Δασμός / Duty / Droit / Dazio / Invoerrecht / Direito / Tullit / Tull
1302 32	0
1901 90 91	0

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 1 July 1997. However, the provisions set out in Article 1 (1) shall be applicable from 15 September 1997.

⁽¹⁾ OJ L 58, 27. 2. 1997, p. 1.

⁽²⁾ OJ L 211, 5. 8. 1997, p. 1.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 19 December 1997.

For the Council

The President

F. BODEN

ANNEX I

POLAND

Order No	CN code	1997 quota (tonnes)	Preference
09.5401	0403 10 51	17	EAR
	0403 10 53		
	0403 10 59		
	0403 10 91		
	0403 10 93		
	0403 10 99		
	0403 90 71		
	0403 10 73		
	0403 10 79		
	0403 90 91		
	0403 90 93		
	0403 90 99		
09.5403	1704 10	7 180	EAR
	1704 90 30		
	1704 90 55		
	1704 90 71		
	1704 90 75		
	1704 90 99*/10/80		
09.5404	1806 10 20	4 180	EAR
	1806 20 10		
	1806 20 30		
	1806 20 50		
	1806 20 70		
	1806 20 80		
	1806 20 95		
	1806 31 00		
	1806 32 10		
	1806 32 90		
	1806 90 11		
	1806 90 19		
	1806 90 31		
	1806 90 39		
	1806 90 50		
	1806 90 60		
	1806 90 70		
	1806 90 90		
09.5405	1902 11 00	385	EAR
	1902 19 10		
	1902 19 90		
	1902 20 91		
	1902 20 99		
	1902 30 10		
	1902 30 90		
	1902 40 10		
	1902 40 90		

Order No	CN code	1997 quota (tonnes)	Preference
09.5407	1903	43	EAR
09.5408	1905 10 00 1905 20 1905 30 11 1905 30 19 1905 30 30 1905 30 51 1905 30 59 1905 30 91 1905 30 99 1905 40 1905 90 10 1905 90 20 1905 90 30 1905 90 40 1905 90 45 1905 90 55 1905 90 60 1905 90 90	1 683	EAR
09.5409	2001 90 40 2004 10 91 2005 20 10 2008 99 91	26	EAR
09.5411	2101 12 98 2101 20 98	17	EAR
09.5413	2101 30 19 2101 30 99	330	EAR
09.5415	2106 90 10	567	EAR'

ANNEX II

REPÚBLICA DE POLONIA / REPUBLIKKEN POLEN / REPUBLIK POLEN / ΔΗΜΟΚΡΑΤΙΑ ΤΗΣ ΠΟΛΩΝΙΑΣ / REPUBLIC OF POLAND / RÉPUBLIQUE DE POLOGNE / REPUBBLICA DI POLONIA / REPUBLIEK POLEN / REPÚBLICA DA POLÓNIA / PUOLAN TASAVALLASTA / REPUBLIKEN POLEN

Código NC / KN-kode / KN-Code / Κωδικός ΣΟ / CN code / Code NC / Codice NC / GN-code / Código NC / CN-koodi / KN-nr	Derecho / Told / Zoll / Δασμός / Duty / Droit / Dazio / Invoerrecht / Direito / Tullit / Tull
1704 90 10	7,4 %
1803	0
1804 00 00	0
1805 00 00	0
1806 10 15	0
1901 90 91	0
Taric code 2005 90 80*60/80	0
2008 11 10	6,7 %
2008 91 00	5,3 %
2101 20 20	3,3 %
2101 20 92	0
2101 30 11	6,3 %
2101 30 91	7,1 %
2102 10 10	6,1 %
2102 10 90	7,2 %
2102 20 11	2,5 %
2102 20 19	5,1 %
2102 20 90	0
2102 30 00	2,5 %
2103 10	3,6 %
2103 20	4,9 %
2103 30 90	5,3 %
2103 90 90	4,1 %
2106 10 20	6,7 %
2106 90 92	3,6 %
2203	4,4 %
2205 10 10	0
2205 10 90	0
3302 10 21	3,6 %
3823 11 00	5,1 %
3823 12 00	0
3823 13 00	2,9 %
3823 19 00	0
3823 70 00	3,8 %

COMMISSION REGULATION (EC) No 4/98**of 5 January 1998****establishing the standard import values for determining the entry price of
certain fruit and vegetables**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European
Community,

Having regard to Commission Regulation (EC) No 3223/
94 of 21 December 1994 on detailed rules for the
application of the import arrangements for fruit and
vegetables ⁽¹⁾, as last amended by Regulation (EC) No
2375/96 ⁽²⁾, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92
of 28 December 1992 on the unit of account and the
conversion rates to be applied for the purposes of the
common agricultural policy ⁽³⁾, as last amended by Regu-
lation (EC) No 150/95 ⁽⁴⁾, and in particular Article 3 (3)
thereof,

Whereas Regulation (EC) No 3223/94 lays down,
pursuant to the outcome of the Uruguay Round multilat-
eral trade negotiations, the criteria whereby the Commis-

sion fixes the standard values for imports from third
countries, in respect of the products and periods stipu-
lated in the Annex thereto;

Whereas, in compliance with the above criteria, the
standard import values must be fixed at the levels set out
in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of
Regulation (EC) No 3223/94 shall be fixed as indicated
in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 January 1998.

This Regulation shall be binding in its entirety and directly applicable in all Member
States.

Done at Brussels, 5 January 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ L 325, 14. 12. 1996, p. 5.

⁽³⁾ OJ L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 5 January 1998 establishing the standard import values for determining the entry price of certain fruit and vegetables

(ECU/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	76,7
	204	52,0
	999	64,3
0709 10 00	220	188,6
	999	188,6
0709 90 70	052	107,8
	204	121,8
	999	114,8
0805 10 10, 0805 10 30, 0805 10 50	052	44,3
	204	44,0
	220	46,0
	388	18,5
	448	25,3
	624	67,0
	999	40,8
0805 20 10	052	78,7
	204	55,6
	999	67,1
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	49,4
	624	99,2
	999	74,3
0805 30 10	052	62,8
	400	84,5
	600	86,7
	999	78,0
0808 10 20, 0808 10 50, 0808 10 90	060	49,9
	400	93,2
	404	90,7
	720	56,7
	999	72,6
0808 20 50	064	98,3
	400	100,7
	999	99,5

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2317/97 (OJ L 321, 22. 11. 1997, p. 19). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 5/98
of 5 January 1998
fixing the import duties in the rice sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organization of the market in rice ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1503/96 of 29 July 1996 laying down detailed rules for the application of Council Regulation (EC) No 3072/95 as regards import duties in the rice sector ⁽²⁾, as last amended by Regulation (EC) No 1403/97 ⁽³⁾, and in particular Article 4 (1) thereof,

Whereas Article 11 of Regulation (EC) No 3072/95 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation; whereas, however, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by a certain percentage according to whether it is husked or milled rice, minus the cif import price provided that duty does not exceed the rate of the Common Customs Tariff duties;

Whereas, pursuant to Article 12 (3) of Regulation (EC) No 3072/95, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market or on the Community import market for the product;

Whereas Regulation (EC) No 1503/96 lays down detailed rules for the application of Regulation (EC) No 3072/95 as regards import duties in the rice sector;

Whereas the import duties are applicable until new duties are fixed and enter into force; whereas they also remain in force in cases where no quotation is available from the source referred to in Article 5 of Regulation (EC) No 1503/96 during the two weeks preceding the next periodical fixing;

Whereas, in order to allow the import duty system to function normally, the market rates recorded during a reference period should be used for calculating the duties;

Whereas application of Regulation (EC) No 1503/96 results in import duties being fixed as set out in the Annexes to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the rice sector referred to in Article 11 (1) and (2) of Regulation (EC) No 3072/95 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Article 2

This Regulation shall enter into force on 6 January 1998.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 5 January 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30. 12. 1995, p. 18.

⁽²⁾ OJ L 189, 30. 7. 1996, p. 71.

⁽³⁾ OJ L 194, 23. 7. 1997, p. 2.

ANNEX I

to the Commission Regulation of 5 January 1998 fixing the import duties on rice and broken rice

(ECU/tonne)

CN code	Duties ⁽²⁾			
	Third countries (except ACP and Bangladesh) ⁽³⁾ ⁽⁷⁾	ACP Bangladesh ⁽¹⁾ ⁽²⁾ ⁽³⁾ ⁽⁴⁾	Basmati India and Pakistan ⁽⁶⁾	Egypt ⁽⁵⁾
1006 10 21	(7)	130,91		202,88
1006 10 23	(7)	130,91		202,88
1006 10 25	(7)	130,91		202,88
1006 10 27	(7)	130,91		202,88
1006 10 92	(7)	130,91		202,88
1006 10 94	(7)	130,91		202,88
1006 10 96	(7)	130,91		202,88
1006 10 98	(7)	130,91		202,88
1006 20 11	325,89	158,61		244,42
1006 20 13	325,89	158,61		244,42
1006 20 15	325,89	158,61		244,42
1006 20 17	233,01	112,17	0,00	174,76
1006 20 92	325,89	158,61		244,42
1006 20 94	325,89	158,61		244,42
1006 20 96	325,89	158,61		244,42
1006 20 98	233,01	112,17	0,00	174,76
1006 30 21	(7)	251,59		399,75
1006 30 23	(7)	251,59		399,75
1006 30 25	(7)	251,59		399,75
1006 30 27	(7)	251,59		399,75
1006 30 42	(7)	251,59		399,75
1006 30 44	(7)	251,59		399,75
1006 30 46	(7)	251,59		399,75
1006 30 48	(7)	251,59		399,75
1006 30 61	(7)	251,59		399,75
1006 30 63	(7)	251,59		399,75
1006 30 65	(7)	251,59		399,75
1006 30 67	(7)	251,59		399,75
1006 30 92	(7)	251,59		399,75
1006 30 94	(7)	251,59		399,75
1006 30 96	(7)	251,59		399,75
1006 30 98	(7)	251,59		399,75
1006 40 00	(7)	78,38		123,00

⁽¹⁾ Subject to the application of the provisions of Articles 12 and 13 of amended Council Regulation (EEC) No 715/90 (OJ L 84, 30. 3. 1990, p. 85).

⁽²⁾ In accordance with Regulation (EEC) No 715/90, the duties are not applied to products originating in the African, Caribbean and Pacific States and imported directly into the overseas department of Réunion.

⁽³⁾ The import levy on rice entering the overseas department of Réunion is specified in Article 11 (3) of Regulation (EC) No 3072/95.

⁽⁴⁾ The duty on imports of rice not including broken rice (CN code 1006 40 00), originating in Bangladesh is applicable under the arrangements laid down in Council Regulation (EEC) No 3491/90 (OJ L 337, 4. 12. 1990, p. 1) and amended Commission Regulation (EEC) No 862/91 (OJ L 88, 9. 4. 1991, p. 7).

⁽⁵⁾ No import duty applies to products originating in the OCT pursuant to Article 101 (1) of amended Council Decision 91/482/EEC (OJ L 263, 19. 9. 1991, p. 1).

⁽⁶⁾ For husked rice of the Basmati variety originating in India and Pakistan, a reduction of ECU 250 per tonne applies (Article 4a of amended Regulation (EC) No 1503/96).

⁽⁷⁾ Duties fixed in the Common Customs Tariff.

⁽⁸⁾ The duty on imports of rice originating in and coming from Egypt is applicable under the arrangements laid down in Council Regulation (EC) No 2184/96 (OJ L 292, 15. 11. 1996, p. 1) and Commission Regulation (EC) No 196/97 (OJ L 31, 1. 2. 1997, p. 53).

ANNEX II

Calculation of import duties for rice

	Paddy	Indica rice		Japonica rice		Broken rice
		Husked	Milled	Husked	Milled	
1. Import duty (ECU/tonne)	(¹)	233,01	533,00	325,89	533,00	(¹)
2. Elements of calculation:						
(a) Arag cif price (ECU/tonne)	—	367,20	291,77	301,00	346,61	—
(b) fob price (ECU/tonne)	—	—	—	273,64	319,25	—
(c) Sea freight (ECU/tonne)	—	—	—	27,36	27,36	—
(d) Source	—	USDA	USDA	Operators	Operators	—

(¹) Duties fixed in the Common Customs Tariff.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 16 December 1997

extending the prohibition on the use of the comprehensive guarantee for certain external Community transit operations introduced by Decision 96/743/EC

(Text with EEA relevance)

(98/7/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) 2913/92 of 12 October 1992 establishing the Community Customs Code ⁽¹⁾, as last amended by Regulation (EC) No 82/97 of the European Parliament and of the Council ⁽²⁾, and in particular Article 249 thereof,

Having regard to Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽³⁾, as last amended by Regulation (EC) No 1427/97 ⁽⁴⁾, and in particular Article 362 thereof,

Whereas under Article 362 of Regulation (EEC) No 2454/93, use of the comprehensive guarantee for goods presenting an increased risk of fraud may be temporarily prohibited at the request of one or more Member States;

Whereas the Commission has to decide at least once a year whether there is good reason to maintain the Article 362 (1) measures in force;

Whereas under Commission Decision 96/743/EC of 9 December 1996 on the adoption of specific measures to temporarily prohibit the use of the comprehensive guarantee for certain external Community transit operations ⁽⁵⁾, as amended by Decision 97/583/EC of 28 July 1997 ⁽⁶⁾, the Commission decided temporarily to prohibit the use of the comprehensive guarantee for cigarettes of

HS subheading 2402.20 and certain high-risk goods listed in the Annex to the Decision when they are carried under the external Community transit procedure;

Whereas the protection of the financial interests at risk in those operations makes it necessary to maintain the same measures for Common transit as for Community transit in order to ensure maximum effectiveness;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Customs Code Committee,

HAS DECIDED AS FOLLOWS:

Article 1

The measures adopted by Commission Decision 96/743/EC shall be extended for a further period of 12 months.

Article 2

This Decision shall apply from 1 January 1998.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 16 December 1997.

For the Commission

Mario MONTI

Member of the Commission

⁽¹⁾ OJ L 302, 19. 10. 1992, p. 1.

⁽²⁾ OJ L 17, 21. 1. 1997, p. 1.

⁽³⁾ OJ L 253, 11. 10. 1993, p. 1.

⁽⁴⁾ OJ L 196, 24. 7. 1997, p. 31.

⁽⁵⁾ OJ L 338, 28. 12. 1996, p. 105.

⁽⁶⁾ OJ L 237, 28. 8. 1997, p. 41.

COMMISSION DECISION

of 16 December 1997

on the list of establishments in the Federal Republic of Yugoslavia approved for
the purpose of importing fresh meat into the Community

(Text with EEA relevance)

(98/8/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine and fresh meat or meat products from third countries⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Articles 4 (1) and 18 (1) (a) and (b) thereof,

Whereas establishments in third countries cannot be authorized to export fresh meat to the Community unless they satisfy the general and special conditions laid down in that Directive;

Whereas, in accordance with Article 4 (3) of Directive 72/462/EEC, the Federal Republic of Yugoslavia has forwarded a list of the establishments authorized to export to the Community;

Whereas, following a Community veterinary mission, it appears that the animal health situation in the Federal Republic of Yugoslavia compares favourably with that in Community countries particularly as regards disease transmissible through meat;

Whereas Community on-the-spot inspections have shown that the hygiene standards of these establishments are sufficient and they may therefore be entered on a first list of establishments, drawn up in accordance with Article 4 (1) of that Directive, from which imports of fresh meat may be authorized;

Whereas imports of fresh meat from the establishments on the list in the Annex hereto continue to be subject to provisions already laid down, the general provisions of the Treaty and in particular the other Community veterinary regulations, particularly as regards health protection;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

1. The establishments in the Federal Republic of Yugoslavia listed in the Annex are hereby approved for the purposes of exporting fresh meat to the Community.

2. Imports from those establishments shall remain subject to the Community veterinary provisions laid down elsewhere, and in particular those concerning health protection.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 16 December 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 302, 31. 12. 1972, p. 28.

ANNEX

LIST OF ESTABLISHMENTS

Approval number	Establishment/address	Category (*)							SR
		SL	CP	CS	B	S/G	P	SP	
11	Srem, Sid	×			×				T ⁽¹⁾
		×	×				×		
63	Mesokombinat, Leskovac	×			×	×			
85	MIP, Pozarevac	×			×				T ⁽¹⁾
		×	×				×		

(*) SL: Slaughterhouse

CP: Cutting premises

CS: Cold store

B: Bovine meat

S/G: Sheepmeat/Goatmeat

P: Pigmeat

SP: Meat from solipeds

SR: Special remarks

T = Establishments marked 'T' are authorized in accordance with Article 4 of Directive 77/96/EEC, to perform the examination for detection of trichinae provided in Article 2 thereof.

(1) Pigmeat intended solely for the manufacture of meat products in the Federal Republic of Yugoslavia as laid down in Commission Decision 97/222/EC (OJ L 89, 4. 4. 1997, p. 39).

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